

58412-1

10/24/2013

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OCT 24 2013

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Karen E. Warkentien, Agent for Lo-Chlor LC
c/o Lewis & Harrison, LLC
122 C Street, N.W., Suite 505
Washington, D.C. 20001

Subject: Lo-Chlor Pool Algicide
EPA Registration No.: 58412-1
Notification Date: September 23, 2013
EPA Receipt Date: September 23, 2013

Dear Ms. Warkentien,

This letter acknowledges receipt of your notification submitted in accordance with the provisions of PR Notice 98-10 under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) section 3(c) 9.

Proposed Notification

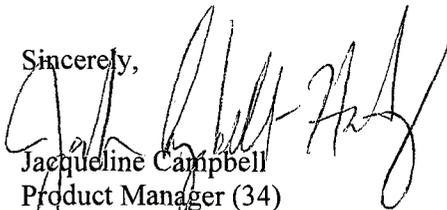
Revising label claims to the label.

- "90-Day [Algaecide] {or} [Algicide]"
- SEE [FIRST AID] [AND] {or} [&] [PRECAUTIONARY STATEMENTS] ON [SIDE/BACK/OTHER] PANEL
- "[Peel [here] {or} [at corner] for [Precautionary] [and] {or} [&] [First Aid] information]"
- "Use against blue-green, black, [and] {or} [&] mustard algae"

General Comments

Based on a review of the submitted materials, your notification to revised the label claims as referenced above are **acceptable** and apart of the record on file for future reference.

Should you have any questions or comments concerning this letter, you may contact me by telephone at (703) 308-6416 or by e-mail at campbell.jacqueline@epa.gov or Lorena Rivas by telephone at (703) 305-5027 or by e-mail at rivas.lorena@epa.gov. When submitting information or data in response to this letter, a copy of this letter should accompany the submission to facilitate processing.

Sincerely,

Jacqueline Campbell
Product Manager (34)
Regulatory Management Branch II
Antimicrobials Division (7510P)



United States
Environmental Protection Agency
Washington, DC 20460

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 58412-1	2. EPA Product Manager Jacqueline Campbell	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Lo-Chlor Pool Algicide	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) Lo-Chlor LC 5841 Powerline Road, Suite 202 Fort Lauderdale FL 33309-2074 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

*****Notification of Label Changes per PR Notice 98-10*****

This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
		If "Yes" Package wgt	No. per container	<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container <5 gal, 5-55 gal		5. Location of Label Directions <input checked="" type="checkbox"/> on label	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph Paper glued Stenciled				<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)		
Name Karen E. Warkentien, Lewis & Harrison LLC	Title Consultant to Lo-Chlor LC	Telephone No. (Include Area Code) 202/393-3903 x22
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		6. Date Application Received (Stamped)
2. Signature 	3. Title Consultant to Lo-Chlor LC	
4. Typed Name Karen E. Warkentien	5. Date 23 September 2013	

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LO-CHLOR POOL ALGICIDE

ACTIVE INGREDIENT:

Copper Triethanolamine Complex, (CAS# 31089-39-1)*..... 10.0%

OTHER INGREDIENTS 90.0%

Total..... 100.0%

(*Metallic copper equivalent 3.00%)

KEEP OUT OF REACH OF CHILDREN

CAUTION

SEE [FIRST AID] [AND] {or} [&] [PRECAUTIONARY] STATEMENT[S] ON [SIDE/BACK/OTHER] PANEL

{Optional Text for Booklet Labels: to be placed in corner of panel on top of booklet}
[Peel [here] {or} [at corner] for [Precautionary] [and] {or} [&] [First Aid] information]

[Optional statements; may not appear on all commercial labels]

- Use against blue-green, black, [and] {or} [&] mustard algae
- Single treatment lasts 3 months
- 90-day algaecide
- Non-staining formula
- Treats ##### gallons
- Lasts 3 months
- To control algae in your swimming pool, simply add [brand] every three months.
- Your pool water will sparkle like never before.
- Keep algae at bay [the Lo-Chlor Way] [with [Lo-Chlor] [Product Name]]
- Free delivery.
- Next day delivery.
- Free delivery next day.
- Made in [[the] [USA] [United States [of America]]] [other country].

NOTIFICATION
Date Reviewed: 10/24/13
Reviewed By: S. Fick



-  US (or other country's flag) graphic, as appropriate to match country of origin.

[MANUFACTURED [BY][FOR]]:
LO-CHLOR L.C.
[LO-CHLOR Logo Graphic]

5841 Powerline Rd., Suite 202
Ft. Lauderdale, FL 33309-2074
www.lo-chlor.com

[OR]

[Manufactured for/Distributed by/Sold by/Packaged by:]
[Distributor Name and Address]

EPA Reg. No. 58412-1
EPA Est. No. 58412-FL-001

NET CONTENTS: _____

{May appear on label or on immediate container} [Lot] [Batch] No. _____

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DIRECTIONS FOR USE:

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

DOSAGE RATES:

EVERY THREE MONTHS: 16 fl. oz. [brand] [this product] per 10,000 gallons pool water (or 500 mL per 40,000 L) will prevent algae growth in all pool types.

SEVERE ALGAE TREATMENT: 32 fl. oz. [brand] [this product] per 10,000 gallons pool water (or 1 [Liter] [L] per 40,000 L).

GENERAL DIRECTIONS:

1. Maintain pool water in the pH range 7.2 to 7.8. Adjust pH to 7.2 for severe algae.
2. Ensure that filtration system is working properly and that filtration cycle is adequate.
3. A regular brushing program will assist in the removal of stubborn algae.
4. Calculate the volume of [brand] [this product] required for your pool.
5. Add the product directly to the pool, distributing over as wide an area as possible.
6. While [brand] [this product] controls algae, it is important that adequate levels of sanitizer (chlorine) be maintained to control bacterial growth.

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

CAUTION: Harmful if swallowed. Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum, or using tobacco. Remove contaminated clothing and wash clothing before reuse.

FIRST AID	
IF SWALLOWED	<ul style="list-style-type: none"> • Call poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not give anything by mouth to an unconscious person. • Do not induce vomiting unless told to do so by the poison control center or doctor.
IF IN EYES	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15-20 minutes. • Remove contact lenses, if present, after the first 5 minutes. Then continue rinsing eye. • Call a poison control center or doctor for treatment advice.
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15-20 minutes. • Call a poison control center or doctor immediately for treatment advice.
IF INHALED	<ul style="list-style-type: none"> • Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably by mouth-to-mouth, if possible. • Call a poison control center or doctor for further treatment advice.
HOT LINE NUMBER	
<p>Have the product container or label with you when calling a poison control center or doctor, or going for treatment. [You may also contact [1-800-424-9300] [other number/contact] for emergency medical treatment information.]</p>	

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic invertebrates and may contaminate water through runoff. Do not contaminate water when disposing of equipment wash waters or rinsate.

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(Household/Residential Containers)

STORAGE AND DISPOSAL

Store in original container, tightly closed in a cool, dry place out of the reach of children and persons unfamiliar with its use. Do not store in direct sunlight. Nonrefillable container. Do not reuse or refill this container. Offer for recycling if available. If not, discard in trash.

{Optional alternative "Container Disposal" statements}

(For nonrefillable container)

Keep this product in its tightly closed container when not in use. Nonrefillable container. Do not reuse or refill this container. Rinse empty container thoroughly with water prior to disposal. Offer for recycling if available. Do not contaminate food or feed by storage or disposal or cleaning of equipment.

(For refillable container)

Keep this product in its tightly closed container when not in use. Do not contaminate food or feed by storage or disposal or cleaning of equipment. Refillable container. Refill this container with Copper Triethanolamine Complex only. Do not use this container for any other purpose. Rinse empty container thoroughly with water prior to disposal.

(Commercial Containers)

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage and disposal.

(All Containers)

Pesticide Storage: Store in original container, tightly closed in a cool, dry place out of reach of children and persons unfamiliar with its use. Do not store in direct sunlight.

Pesticide Disposal: Wastes resulting from use of this product must be disposed of on site or at an approved waste disposal facility.

Container Disposal: Nonrefillable container. Do not reuse or refill this container. Triple rinse or equivalent. Offer for recycling if available. If not, discard in sanitary landfill.

NOTICE

Neither LO-CHLOR L.C. [or distributor name], nor the seller of this product can accept any responsibility where the product is not used according to directions and for the manner in which it was intended.